

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

Nov 28, 2022

SEAN F. MCAVOY, CLERK

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

No. 1:22-CR-02085-MKD

Plaintiff,

PROTECTIVE ORDER

v.

EDWARD ALEX JOHNSON,

ECF No. 29

Defendant.

Before the Court is the United States' Motion for Discovery Protective Order. ECF No. 29. The United States moves for the entry of a protective order regarding sensitive personal information of alleged child victims. Defendant agrees to the entry of a protective order. Fed. R. Crim. P. 16(d)(1) provides that the Court, for good cause, may "deny, restrict, or defer discovery or inspection, or grant other appropriate relief." The Court has reviewed the record and the motion and finds good cause to grant the request.

ORDER - 1

1 **IT IS HEREBY ORDERED:**

2 1. The United States' Motion for Discovery Protective Order, **ECF No.**

3 **29, is GRANTED.**

4 2. Pursuant to the discovery obligations previously imposed by the
5 Court, the United States is authorized to disclose discovery in its possession
6 and any Protected Information contained therein. As used herein, "Protected
7 Information" means sensitive personal, business, and financial information
8 of defendants and third parties, including for example, social security
9 numbers, driver's license and identification information, taxpayer
10 identification numbers, tax information and records, salary information,
11 dates of birth, birth places, addresses, phone numbers, e-mail addresses,
12 personal photographs, cooperating witness information, minor witness
13 information, and financial and business account numbers and information.

14 3. Defense counsel shall not share or provide any discovery items
15 produced by the United States in this case with anyone other than designated
16 defense counsel, defense investigators, retained expert witnesses, and
17 support staff. Defense counsel may permit Defendant to view unredacted
18 discovery items in the presence of Defense counsel, defense investigators,
19 and support staff. Defense counsel personally, or through investigators and
20 support staff, may show unredacted discovery items to witnesses in regard to

1 items or events about which a witness may have personal knowledge.

2 Defense counsel and her investigators and support staff shall not allow

3 Defendant or witnesses to copy Protected Information contained in the

4 discovery.

5 4. The discovery and information therein may be used only in

6 connection with the litigation of this case and for no other purpose. The

7 discovery is now and will forever remain the property of the United States.

8 At the conclusion of the case, Defense counsel will return the discovery to

9 the United States, will certify that it has been shredded, or, if the materials

10 are still needed, will store it in a secure place and not disclose it to third

11 parties. If the assigned Defense counsel is relieved or substituted from the

12 case, Defense counsel will return the discovery to the United States or

13 certify that it has been shredded.

14 5. Defense counsel shall store the discovery in a secure place and will

15 use reasonable care to ensure that it is not disclosed to third persons contrary

16 to the Protective Order.

17 6. Defense counsel shall be responsible for advising Defendant,

18 employees, witnesses, and other members of the defense team of the

19 contents of this Protective Order.

1 7. This Protective Order shall also apply to any new Defense counsel
2 that may later become counsel of record in this case.

3 **IT IS SO ORDERED.** The Clerk's Office is directed to enter this Order
4 and provide copies to counsel.

5 **DATED** November 28, 2022.

6 *s/Mary K. Dimke*
7 MARY K. DIMKE
8 UNITED STATES DISTRICT JUDGE